



**COMBINED DECLARATION FOR PATENT APPLICATION
AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

COMPOSITIONS AND METHODS FOR THE DIAGNOSIS AND TREATMENT OF TUMOR

the specification of which (check one) is attached hereto or was filed on November 13, 2003 as Application Serial No. 10/712,892 and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate have a filing date before that of the application on which priority is claimed:

| | |
|-------------------------------|-------------------------|
| Prior Foreign Application(s): | <u>Priority Claimed</u> |
| | <u>Yes</u> <u>No</u> |

| | | |
|--------|---------|----------------------|
| Number | Country | Day/Month/Year Filed |
|--------|---------|----------------------|

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below:

| | |
|-------------------|--------------------------|
| <u>60/437,344</u> | <u>December 31, 2002</u> |
|-------------------|--------------------------|

| | |
|----------------------|-------------|
| Application Ser. No. | Filing Date |
|----------------------|-------------|

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|-------------------|-------------------------|
| <u>60/431,250</u> | <u>December 6, 2002</u> |
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| Application Ser. No. | Filing Date |
|----------------------|-------------|

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|-------------------|--------------------------|
| <u>60/426,847</u> | <u>November 15, 2002</u> |
|-------------------|--------------------------|

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|----------------------|-------------|
| Application Ser. No. | Filing Date |
|----------------------|-------------|

I hereby claim the benefit under Title 35, United States Code, §120 of any United States applications(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| | | |
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| Application Ser. No. | Filing Date | Status: Patented, Pending, Abandoned |
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POWER OF ATTORNEY: As a named inventor, I hereby appoint all Attorney(s) and/or Agent(s) associated with the following Patent Office Issued Customer Number to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

CUSTOMER NO: 09157

Send correspondence to Genentech, Inc.

Attn: Mark T. Kresnak
Telephone: (650) 225-4461

I hereby declare that all statements made herein of my own knowledge and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from his foreign patent agent as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

Full name of sole or first inventor

Avi J. Ashkenazi

Inventor's signature

Avi J Ashkenazi

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3/17/05

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Full name of second joint inventor, if any

Gretchen Frantz

Inventor's signature

Gretchen D. Frantz

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4/5/05

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Full name of third joint inventor, if any

Audrey Goddard

Inventor's signature

Audrey Goddard

Date

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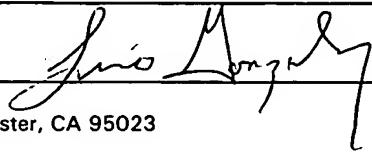
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Full name of fourth joint inventor, if any

Lino Gonzalez

Inventor's signature



Date

3/22/05

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Austin L. Gurney

Inventor's signature

Date

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Citizenship

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Post Office Address

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South San Francisco, CA 94080

Full name of sixth joint inventor, if any

Paul Polakis

Inventor's signature



Date

3/21/05

Residence

1449 Cortez Ave., Burlingame, CA 94010

Citizenship

USA

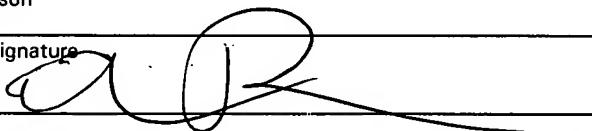
Post Office Address

1 DNA Way
South San Francisco, CA 94080

Full name of seventh joint inventor, if any

Andrew Polson

Inventor's signature



Date

3/22/05

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Citizenship

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William I. Wood

Inventor's signature

Date

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Citizenship

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Thomas D. Wu

Inventor's signature

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Full name of tenth joint inventor, if any

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Date

3/23/05

Residence

876 Taurus Dr., Foster City, CA 94404

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Citizenship

USA

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1 DNA Way
South San Francisco, CA 94080



NEW PATENT APPLICATION

In Re Application of:

Applicant: Ashkenazi, et al.
Docket No.: P5032R1

16834 U.S. PTO
10/712892



111203

Attorney of Record: Mark T. Kresnak, Ph.D.
Reg No.: 42,767
Express Mail No.: EV 351 932-619 US
Mailed on: November 13, 2003

The following has been received and is hereby acknowledged
by the U.S. Patent Office:

- Non-Provisional Patent Application under 37 CFR 1.53(b).
- Filing fee of \$770 (authorized to charge to Deposit Account NO. 07-0630).
- 133 pages of specification, 2 pages of claims, 1 page abstract.
- 47 pages of formal drawings.
- Application Data Sheet.
- Post card.

✓

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